



**Salisbury Conservation Commission
Meeting Minutes
April 1, 2020
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
Virtual Meeting
7:00 P.M.**

COMMISSION MEMBERS PRESENT: Emily Round (**EGR**), Jane Purinton (**JKP**), Julie Doughman-Johnson (**JDJ**), Joanne Perreault (**JP**) and Blake Leibert (**BL**).

COMMISSION MEMBERS ABSENT: Chairman Sheila Albertelli (**SA**)

ALSO PRESENT: Conservation Agent, Adriane Marchand (**AM**).

Emily Round opened the meeting at 7:12 pm under the Wetlands Protection Act & Open Meeting Law and informed the public that the meeting was being recorded and being held remotely.

A. EMERGENCY CERTIFICATE:

1. 20 Hayes St.

AM informed the commission that the Emergency Certificate was for the removal of an abandoned trailer as ordered by the Board of Health, and that erosion control had been put in.

BL motioned to ratify the Emergency Certificate for 20 Hayes Street.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

B. MINUTES:

- 1. February 5, 2020**
- 2. February 19, 2020**
- 3. March 4, 2020**

BL motioned to approve the minutes for February 5, 2020 and to continue the minutes for February 19, 2020 and March 4, 2020.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

C. PUBLIC HEARINGS at 7:10pm:

1. NOI: Li Family Trust, 139 Elm St. (10/2/19)

JDJ motioned to continue the Notice of Intent for LI Family Trust, 139 Elm Street to April 15, 2020 at 7:10pm
JP seconded.

Vote: 5-0, unanimous. Motion Carried.

2. NOI: Jessica White, 35 Old County Rd. (11/6/19)

Mark Beaudry of Meridian Associates (**MB**), represented the applicant. The previous wetland delineation has been adjusted. NERO previously said project wasn't permissible because portion of structure jutted into the wetland. Wetland delineation has since been adjusted. Same house, but relocated to an upland area, with

boardwalk to connect the house to the driveway. **JKP** suggested using a material that would allow sunlight to pass through to the below wetland. **JKP** confirmed that the structure was not in the wetland and asked about the walkways. **MB** stated they would span over.

JKP motioned to continue Notice of Intent for Jessica White, 35 Old County Road to April 15, 2020 at 7:10pm
JDJ seconded.

Vote: 5-0, unanimous. Motion Carried.

3. NOI: Big Block Development Group, 6-28 Ocean Front South, 16-18 Broadway (11/1/17)

JKP motioned to continue the Notice of Intent for Big Block Development Group, 6-28 Ocean Front South, 16-18 Broadway to April 15, 2020 at 7:10p.m.

JDJ seconded.

Vote: 5-0, unanimous. Motion Carried.

4. NOI: Raymond & Dona Champagne, 552 North End Blvd. (3/4/20)

JP motioned to continue the Notice of Intent for Raymond & Dona Champagne, 552 North End Blvd. to April 15, 2020 at 7:10p.m.

BL seconded.

Vote: 5-0, unanimous. Motion Carried.

5. RDA: Edwin Garside, 39 Old County Rd. (3/4/20)

Matt Steinel, Millennium Engineering (**MS**), and Tom Hughes, Hughes Environmental (**TH**) represented the applicant. **TH** stated the RDA was to lock down the wetland lines.

JKP motioned to continue the Request for Determination for Edwin Garside, 39 Old County Road to April 15, 2020 at 7:10 pm.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

6. NOI: MA DOT, Storm Drain Replacement on Lewis Ave. (3/18/20)

Jack Vaccaro of Epsilon Associates (**JV**) and Sandra Sprague from Mass DOT (**SS**) were present to discuss the project. The NOI is for maintenance to remove and replace a deteriorating storm drain and is just for the work taking place in the roadway. Abutter Steve Rosetti of 13 Lewis Ave., questioned how a hole got in an adjacent wall as there was no pipe outlet in the plans. **SS** explained that the army corp had hit an existing pipe and put the new section through the wall. Mr Rosetti also expressed concern about the pipes not being cleaned out and water backing up into the marsh, and contributing to the mosquito problem.

JKP motioned to continue the Notice of Intent for MA DOT, Storm Drain Replacement on Lewis Ave. to April 15, 2020 at 7:10 pm.

JDJ seconded

Vote: 5-0, unanimous. Motion Carried.

7. RDA: Michael Goodridge, 48 Ferry Rd. (3/18/20)

The applicant, Michael Goodridge, reviewed the project to build a single family home. **AM** noted she conducted a site visit last week. **EB** advised no digging in the wetland areas or filling the ditches could occur to stay an RDA.

BL motioned to issue a negative determination for the Request for Determination for Michael Goodridge, 48 Ferry Road.

JP seconded

Vote: 5-0, unanimous. Motion Carried.

8. NOI: Rodger Perlstein, 12 Wyman Greeley's Realty Trust, LLC, 12 Wyman Greeley St. (3/18/20)

Michael Seekamp of Seekamp Environmental (**MS**) represented the applicant. Project is for a 26 x 36 single family home. Street is privately maintained. **EB** asked whether the DPW had been contacted about expanding the road **MS** replied that they are not in favor of the extension. Matt Steinel the abutter? Is not in favor

JDJ motioned to continue the Notice of Intent for Rodger Perlstein, 12 Wyman Greeley's Realty Trust, LLC, 12 Wyman Greeley Street to April 15, 2020 at 7:10 pm to allow for a site visit and for Mary Rimmer to review for wetland impacts.

JKP seconded

BL recused

Vote: 4-0. Motion Carried.

9. RDA: Russell and Pamela Arena, 69 Cable Ave. (3/18/20)

Dan Desmond (**DD**) represented the applicants and described the project, which was to do landscaping work. **EB** advised that the proposed granite blocks could be considered solid structures and asked for alternatives.

JKP motioned to continue the Request for Determination for Russell and Pamela Arena, 69 Cable Ave. to April 15, 2020 at 7:10 pm to allow them to come up with alternatives to the granite blocks.

BL seconded

Vote: 5-0, unanimous. Motion Carried.

10. RDA: Manual Joaquin, Best Choice Abatement & Demolition, Inc., 95 Lafayette Rd. (3/18/20)

Bob Grasso (**BG**) of Engineering Land Services represented the applicant. Septic system is in failure and the applicant is under court order to repair or replace it. Plan to install a 2000 gallon tight tank until sewer line goes in.

JKP motioned to issue a negative Determination for Manual Joaquin, Best Choice Abatement & Demolition, Inc., 95 Lafayette Rd., with the conditions that a silt fence or silt sock would be installed and maintained, and the tank pumped when needed.

JDJ seconded

Vote: 5-0, unanimous. Motion Carried.

11. RDA: Ralph Sweeney, 27 Beach Rd. (3/18/20)

Tom Hughes (**TH**) of Hughes Environmental represented the applicant. He reviewed the property and noted the applicant was ordered to repair or tear down the structure, and that they intend to demolish it.

BL motioned to issue a negative Determination for Ralph Sweeney, 27 Beach Rd.

JP seconded

Vote: 5-0, unanimous. Motion Carried.

12. RDA: Steve Paquette, Forest Salisbury, LLC, 15 Forest Rd., Lots 1 & 2 (3/18/20)

The applicant has requested a continuance.

JKP motioned to continue the Request for Determination for Steve Paquette, Forest Salisbury, LLC, 15 Forest Rd., Lots 1 & 2 to April 15, 2020 at 7:10 pm

JP seconded

Vote: 5-0, unanimous. Motion Carried.

13. NOI: Steve Paquette, Forest Salisbury, LLC, 15 Forest Rd., Lot 3 (3/18/20)

The applicant has requested a continuance.

BL motioned to continue the Notice of Intent for Steve Paquette, Forest Salisbury, LLC, 15 Forest Rd., Lot 3 to April 15, 2020 at 7:10 pm

JP seconded

Vote: 5-0, unanimous. Motion Carried.

14. NOI: Steve Paquette, Forest Salisbury, LLC, 15 Forest Rd., Lot 4 (3/18/20)

The applicant has requested a continuance.

JKP motioned to continue the Notice of Intent for Steve Paquette, Forest Salisbury, LLC, 15 Forest Rd., Lot 4 to April 15, 2020 at 7:10 pm

JP seconded

Vote: 5-0, unanimous. Motion Carried.

15. NOI: Gregg E. & Julia A. Ristuben, 27 11th St. (4/1/20)

The applicant has requested a continuance.

JKP motioned to continue the Notice of Intent for Gregg E. & Julia A. Ristuben, 27 11th St. to April 15 at 7:10 pm

JP Seconded

Vote: 5-0, unanimous. Motion Carried.

16. RDA: Marie and Manuel Eugenio, Eugenio Realty, LLC, 47 Lafayette Rd. (4/1/20)

Robert Prokop of Wetland Consulting Services (**RP**) represented the applicant. They propose to construct a garage at the rear of the residence about 80 feet from wetland.

JKP motioned to issue a negative determination for Marie and Manuel Eugenio, Eugenio Realty, LLC, 47 Lafayette Rd.

JDJ seconded

Vote: 5-0, unanimous. Motion Carried.

17. RDA: Daniel DeStefano, 9 Gerrish Rd. (4/1/20)

Matt Steinel (**MS**) of Millenium Engineering represented the applicant. He discussed the existing conditions, and stated they would be demolishing the main non habitable structure. **BL** asked what the plan for the property was. **MS** responded they wanted to develop it but there was no final vision yet.

JKP motioned to issue a negative determination for Daniel DeStefano, 9 Gerrish Rd.

BL seconded

Vote: 5-0, unanimous. Motion Carried.

18. AMENDED NOI: Dave Daly, 57 Railroad Ave. (4/1/20)

The applicant had requested a continuance

BL motioned to continue the Amended Notice of Intent for Dave Daly, 57 Railroad Ave. to April 15, 2020 at 7:10 pm.

JP Seconded

Vote: 5-0, unanimous. Motion Carried.

D. NEW BUSINESS:

1. Request for Extension, 57 Railroad Ave. -

Attorney Lisa Mead (**LM**) of Mead, Talerman and Costa represented the applicant. She reviewed the procedural history and stated they were working on amending the existing Order of Conditions.

BL motioned to extend the Order of Conditions for 57 Railroad Ave to January 20, 2022.

JKP seconded.

Vote: 5-0, unanimous. Motion Carried.

2. Request for Extension, 121 Bridge Rd.–

AM stated that they were requesting a 1 year extension. The project is completed, loomed, seeded, and the wetland restoration has been completed, but they would like time to monitor the survival.

JDJ motioned to extend the Order of Conditions for 121 Bridge Rd. for 1 year until April of 2021.

JKP seconded.

Vote: 5-0, unanimous. Motion Carried.

3. Request for Certificate of Compliance, 106 Elm St.

Engineer Paul Alumni (**PA**) represented the applicant. He discussed the project, describing a correction in the parking spots and explained that the infiltration was not as efficient as he had wished and needed to be cleaned out and reseeded. **AM** stated she had conducted a site visit on March 31, 2020, and that some work needs to be done on the detention basins, but that work was within the O&M plan.

BL motioned to issue the Certificate of Compliance for 106 Elm Street

JKP seconded

Vote: 5-0, unanimous. Motion Carried.

E. OLD BUSINESS:

1. Request for Certificate of Compliance, 585 North End. Blvd.

AM stated she drove by, and the site is not in compliance yet as there is still plywood against some lattice. Matt Steinel of Millennium Engineering (**MS**) said the owner was working with the tenant of that particular unit to address the issue.

JDJ motioned to continue the Request for Certificate of Compliance for 585 North End Boulevard and to have a site visit to ensure compliance.

BL seconded

Vote: 5-0, unanimous. Motion Carried.

2. Request for Certificate of Compliance, 289 North End. Blvd.

Attorney Lynda Saracusa (**LS**) represented the applicant, stated it was built in 2002 and reviewed the project. Plans for what was approved could not be located, and DEP has advised to issue the Certificate based on what would have been approved in 2002. **JDJ** questioned whether the concrete slab for the garage was approved by the Commission in 2002.

BL motioned to issue the Certificate of Compliance for 289 North End Blvd.

JDJ seconded

Vote: 4-1. Motion Carried.

F. ENFORCEMENT ORDERS:

HOLD, PENDING UPDATE:

1. 438 N. End Blvd.
2. 565 North End Blvd.
3. 30 Main St.
4. 212 N. End Blvd.

5. 83 Atlantic Ave.
6. 211 N. End Blvd.
7. 279 N. End Blvd.
8. 16 Hayes St.
9. 11 Railroad Ave.
10. 61 Bridge Rd.
11. 139 Elm St

ACTIVE, PENDING COMPLETION:

12. 86/88 Elm St.
13. 4 Main Street
14. 37 Atlantic Ave.

COMPLETE, PENDING APPROVAL:

15. 9 Bayberry Ln.
16. 82 Lafayette Rd
17. 44 Old County Rd.
18. 128 Bridge Rd

G. COMMISSIONER COMMENTS:

H. ADJOURNMENT:

JP motioned to adjourn the April 1, 2020 Conservation Commission Meeting at 10:09 p.m.

JDJ seconded.

Vote: 5-0, unanimous. Motion Carried.